

INFORMATION LETTER

Not for
Publication

NATIONAL CANNERS ASSOCIATION For Members Only

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Washington, D. C.

December 30, 1952

FDA Decides on Form of Amendment To Be Recommended To Congress to Restore Plant Inspection Privilege

The Food and Drug Administration has decided on the form of amendment to the Federal Food, Drug, and Cosmetic Act that it will recommend to Congress to restore enforceability of factory inspection. FDA has announced that "the change would require a food and drug inspector to give written notice to the management of his intention to inspect the plant when he enters the premises."

Enforceability of the factory inspection provisions of the Food and Drug Act was nullified by the Supreme Court in the case of *United States v. Ira D. Cardiff* (see INFORMATION LETTER of December 13, page 319). In a statement issued December 24, FDA said that "factory inspection is now on a voluntary basis. There is no legal compulsion on a plant owner to admit inspectors if he does not want to."

The amendment to be recommended to Congress by FDA would strike out "after first making request and obtaining permission . . ." from Section 704 of the Food and Drug Act and would substitute "after first giving written notice." With this amendment, Section 704 would read as follows:

"For purposes of enforcement of this Act, officers or employees duly designated by the Administrator, after first giving written notice are authorized (1) to enter, at reasonable times, any factory, warehouse, or establishment in which food, drugs, devices, or cosmetics are manufactured, processed, packed, or held, for introduction into interstate commerce or are held after such introduction, or enter any vehicle being used to transport or hold such food, drugs, devices, or cosmetics in interstate commerce; and (2) to inspect, at reasonable times, such factory, warehouse, establishment, or vehicle and all pertinent equipment, finished and unfinished materials, containers, and labeling therein."

The FDA statement indicated that the agency will seek to have Congress enact the new factory inspection provision before other changes in the Food and Drug Act are considered. "Other changes would provoke contro-

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1953 Convention Program

Following is the tentative schedule of Convention meetings of the National Canners Association, exclusive of program agenda published in the INFORMATION LETTER of December 20. These listings include the time and place for Administrative Council and Board meetings and for the various N.C.A. committee meetings. All are scheduled for the Conrad Hilton Hotel.

Wednesday, February 18

- 9:30 a.m.—Scientific Research Committee Meeting, Room 10
- 9:30 a.m.—Home Economics Committee Meeting, Room 3
- 3 p.m.—Labeling Committee Meeting, Room 8

Thursday, February 19

- 9 a.m.—Canning Industry Research, Room 6
- 10 a.m.—Budget Committee Meeting, Room 1005A
- 12:30 p.m.—Administrative Council Luncheon followed by Meeting, North Assembly Room
- 2 p.m.—Convention Committee Meeting, Room 8

Friday, February 20

- 9:30 a.m.—Board of Directors, West Ballroom
- 12:30 p.m.—Board of Directors Luncheon, South Ballroom
- 2 p.m.—Board of Directors, Open Meeting: General Technical Session, North Ballroom
- 6 p.m.—Raw Products and Technical Advisory Dinner, Room 10
- 7 p.m.—Resolutions Committee Meeting, Room 14
- 8 p.m.—Research Smoker, Room 4

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OPS Denies Safeway Protest on Harrison Amendment Decontrol

OPS has formally denied a protest by Safeway Stores, Inc., calling for removal of price controls from a list of food items under the so-called Harrison amendment to the Defense Production Act.

OPS acted December 24 in response to an order of the Emergency Court of Appeals compelling the agency to act upon Safeway's protest (see INFORMATION LETTER of December 6, page 315).

OPS said that it does not believe that Congress intended the Harrison amendment to apply to the foods itemized by Safeway in its protest. Safeway had contended that the amendment should apply to such items as baby foods containing meats, jams and jellies, canned and dehydrated soups, Chinese dinners, and vinegar.

In its opinion, OPS repeated the criteria for decontrol under the Harrison amendment that had been set forth in GOR 7. OPS said:

"The Director believes that the Harrison amendment applies only to those

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Court Rules on Separate Wage-Hour Violations

The Supreme Court has recently ruled that the government may not treat as a separate offense for purposes of the penal provisions of the Fair Labor Standards Act each breach of the statutory duty owed to a single employee during any single workweek. The effect of the decision is to limit the imposition of the maximum fines provided for in Section 16 of the Act to each "course of conduct" in violation of the Act rather than to each separate item in such course.

In a decision rendered by an undivided court on December 22 (*U. S. v. C. I. T. Credit Association*), the Supreme Court upheld the action of a District Court in dismissing all but three counts of a criminal information charging an employer with 32 separate violations of the Act, six counts for minimum wage violations

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STATISTICS

1952 Pack of Asparagus

The 1952 pack of canned asparagus totaled 4,596,190 actual cases compared with the 1951 pack of 4,969,054 cases, according to a report by the N.C.A. Division of Statistics.

More than 30 percent of the 1952 asparagus pack was in No. 300 and No. 303 cans, 29 percent in No. 2 cans, and 23 percent in No. 1 picnic cans.

The 1952 pack was about 7.5 percent less than 1951, all areas showing declines except Michigan and the Northwest. The decline below last year's pack was about 10 percent in California, 18 percent in Illinois, and 1 percent in New Jersey.

All Green:	1951	1952
	(actual cases)	
New Jersey.....	671,716	666,961
Illinois.....	523,339	429,610
Michigan.....	493,796	559,615
Wash.-Ore.....	354,400	388,464
California.....	1,428,904	996,672
Other states.....	307,638	276,925
Total all green.....	3,869,793	3,318,247
White:		
California.....	1,099,261	1,277,943
U. S. Total.....	4,969,054	4,596,190

1952 Pack of Apricots

The 1952 pack of canned apricots amounted to 4,674,653 actual cases as compared with the 1951 pack of 5,191,014 cases, according to a report by the N.C.A. Division of Statistics.

State	1951	1952
	(actual cases)	
Utah.....	(a)	39,722
Wash.-Ore.....	(a)	55,468
California.....	8,110,738	4,559,951
Other states.....	80,256	19,512
U. S. Total.....	8,191,014	4,674,653

(a) Included in other states.

1952 Pack of Sweet Cherries

The 1952 pack of canned sweet cherries totaled 1,811,925 actual cases as compared with the 1951 pack of 1,219,086 cases, according to a report by the N.C.A. Division of Statistics.

State	1951	1952
	(actual cases)	
Michigan.....	94,830	191,109
Utah.....	15,612	20,020
Wash.-Ore.....	785,421	667,499
California.....	302,972	898,935
Other states.....	20,251	34,362
U. S. Total.....	1,219,086	1,811,925

1952 Pack of Peaches

The 1952 pack of canned peaches totaled 21,596,906 actual cases as compared with the 1951 pack of 24,536,258 cases, according to a report by the N.C.A. Division of Statistics.

On the basis of 24/2 1/2's, the 1952 pack amounted to 19,334,481 cases compared with 22,802,756 cases in 1951. These totals include final figures on the California pack.

State	1951	1952
	(actual cases)	
Michigan.....	22,998	402,157
Southeast.....	492,348	432,981
Wash.-Ore.....	338,102	881,932
California.....	23,608,651	19,732,890
Other states.....	74,159	146,947
U. S. Total.....	24,536,258	21,596,906

1952 Pack of Pears

The 1952 pack of canned pears totaled 7,665,591 actual cases as compared with the 1951 pack of 7,895,450 cases, according to a report by the N.C.A. Division of Statistics.

On the basis of 24/2 1/2's, the 1952 pack amounted to 6,549,829 cases compared with 6,647,155 cases in 1951.

State	1951	1952
	(actual cases)	
Wash.-Ore.....	4,608,929	3,904,410
California.....	2,819,697	3,188,207
Other states.....	466,824	572,974
U. S. Total.....	7,895,450	7,665,591

Canned Fruit and Vegetable Stocks and Shipments

Reports on canners' stocks and shipments of canned apples, apple sauce, apricots, RSP cherries, sweet cherries, peaches, pears, and asparagus have been compiled by the N.C.A. Division of Statistics.

Apples—Although the total supply of canned apples on December 1 was 22 percent below the same date a year ago, 52 percent of the supply had been shipped by canners by December 1 this season as compared with only 25 percent during the same 4-month period last season.

Apple Sauce—The total supply of apple sauce on December 1 was 10 percent below the same date a year ago, but canners had shipped 45 percent of their supply by December 1 as compared with only 33 percent during the same period last season.

Apricots—With a supply 2 percent smaller than in 1951, shipments of canned apricots to December 1 were running 6 percent less than last season. December 1 canners' stocks were 3 percent higher than a year ago. The

2,644,000 cases shipped by December 1 this year represented 57 percent of the canners' total supply as compared with 59 percent shipped by the same date in 1951.

RSP Cherries—With a total supply 13 percent less than a year ago, as a result of the shorter pack, canners' stocks of RSP cherries on December 1 were 12 percent less than on the same date in 1951. Season shipments to December 1 were running 13 percent less than shipments during the same period last year. November shipments were only about 3,000 cases less than November shipments last year. Of total December 1 stocks, two-thirds were held by Michigan, Wisconsin, and Ohio canners, 23 percent in New York and Pennsylvania, and the remaining 10 percent by Western canners. The Midwestern canners had accounted for 80 percent of the nation's shipments this season to December 1.

Sweet Cherries—Of the total canners' stocks on hand December 1, 49 percent were in the hands of California canners, 35 percent in Washington and Oregon, and the remaining 16 percent in other states. Although stocks on December 1 were 74 percent higher than on the same date in 1951, season shipments to December 1 were 30 percent above last year. Of the total supply, 51 percent had been shipped by December 1 as compared with 58 percent a year ago.

Peaches—Although the 1952 pack of peaches was almost 3.5 million cases less than 1951, total supply was down only 1 percent. However, shipments for the season to December 1 were running 9 percent ahead of shipments a year ago, and canners' stocks on December 1 were 9 percent less than on December 1, 1951. Of the total supply, 56 percent had shipped by December 1 as compared with 51 percent a year ago.

Pears—A considerably larger carry-over together with a pack only about 100,000 cases less than last year's pack combined to produce a total supply of canned pears this year 13 percent larger than that available last year. However, season shipments to December 1 were 49 percent above shipments for the same period of 1951. As a result, 44 percent of the total supply of canned pears had been shipped by December 1 this year as compared with 34 percent a year ago, and stocks held by canners December 1 were 5 percent less than on the same date of 1951. Of total December 1 stocks, 52 percent were held by Northwest canners and 43 percent by California canners.

Asparagus—With a larger carry-over but a smaller pack, total supply of canned asparagus this season was only 12,845 cases less than the supply available during the 1951-52 season. With three-fourths of the asparagus season passed by December 1, canners had shipped 61 percent of their total supply.

Canned Apple Stocks and Shipments

	1951-52	1952-53
	(cases—basis 6/10)	
Carryover, Aug. 1.....	1,953,269	1,279,699
Pack, July through Nov.....	2,412,009	2,111,952
Supply.....	4,365,272	3,391,591
Stocks, Dec. 1.....	3,384,124	1,637,323
Shipments during Nov.....	210,090	432,743
Shipments, Aug. 1 to Dec. 1.....	1,101,148	1,754,368

Apple Sauce Stocks and Shipments

	1951-52	1952-53
	(actual cases)	
Carryover, Aug. 1.....	1,474,654	
Pack, July through Nov.....	7,494,891	
Supply.....	9,498,545	
Stocks, Dec. 1.....	5,209,452	
Shipments during Nov.....	964,091	
Shipments, Aug. 1 to Dec. 1.....	4,260,093	

Canned Apricot Stocks and Shipments

	1951-52	1952-53
	(cases—basis 24/8½)	
Carryover, June 1.....	115,000	621,000
Pack.....	4,614,000	4,004,000
Total supply.....	4,729,000	4,625,000
Stocks, Dec. 1.....	1,918,000	1,981,000
Shipments, June 1 to Dec. 1.....	2,811,000	2,644,000

Canned RSP Cherry Stocks and Shipments

	1951-52	1952-53
	(actual cases)	
Carryover, July 1.....	29,950	212,949
Pack.....	4,672,041	3,802,004
Total supply.....	4,701,991	4,104,953
Stocks, Dec. 1.....	1,603,829	1,409,519
Shipments during Nov.....	183,941	180,868
Shipments, July 1 to Dec. 1.....	3,098,162	2,695,414

Sweet Cherry Stocks and Shipments

	1951-52	1952-53
	(cases—basis 24/8½)	
Carryover, June 1.....	55,000	125,000
Pack.....	900,000	1,295,000
Total supply.....	955,000	1,420,000
Stocks, Dec. 1.....	399,000	695,000
Shipments, June 1 to Dec. 1.....	556,000	725,000

Canned Peach Stocks and Shipments

	1951-52	1952-53
	(cases—basis 24/8½)	
Carryover, June 1.....	625,000	3,899,000
Pack.....	22,803,000	19,334,000
Total supply.....	23,428,000	23,233,000
Stocks, Dec. 1.....	11,414,000	10,134,000
Shipments, June 1 to Dec. 1.....	12,014,000	13,099,000

Canned Pear Stocks and Shipments

	1951-52	1952-53
	(cases—basis 24/8½)	
Carryover, June 1.....	605,000	1,637,000
Pack.....	6,647,000	6,530,000
Total supply.....	7,252,000	8,207,000
Stocks, Dec. 1.....	4,807,000	4,563,000
Shipments, June 1 to Dec. 1.....	2,445,000	3,644,000

Canned Asparagus Stocks and Shipments

	1951-52	1952-53
	(actual cases)	
Carryover, March 1.....	505,879	865,898
Pack.....	4,969,054	4,590,190
Total supply.....	5,474,933	5,456,088
Stocks, Dec. 1.....	n.a.	2,120,966
Shipments, March 1 to Dec. 1.....	n.a.	3,341,122

n.a.—Not available.

Canned Baby Food Stocks

Details of the canned baby food supply, stock, and shipment situation have been reported by the N.C.A. Division of Statistics.

Cannery stocks on December 1 were about 6 percent less than on the same date in 1951. Shipments for the season to December 1 were running 10 percent ahead of last season. Shipments during November were 13 percent above those of a year ago. Of the total 11-month baby food supply, 70 percent had been shipped by December 1 as compared with 67 percent by the same date last year.

	1951	1952
	(thousands of dozens)	
Canner stocks, Jan. 1....	62,453	57,522
Pack, Jan. through Nov....	109,906	122,671
Supply.....	172,410	180,193
Canner stocks, Dec. 1....	57,030	53,599
Canner shipments, Nov....	9,172	10,395
Canner shipments, Jan. through Nov.....	115,380	126,594

Dry Edible Beans and Peas

Production of dry beans and dry peas in 1952 was reported by the Bureau of Agricultural Economics in its General Crop Report of December 17 as follows:

Dry Beans

Dry bean production in 1952, estimated at 15,594,000 bags (100 pounds cleaned basis), is 20 percent less than the record 20 million bag crop of 1949.

By classes, Pea beans are again in the lead but by a smaller margin than in 1951. Pea beans are estimated at 3.7 million bags (cleaned basis) compared with 4.1 million bags in 1951. Pintos are still in second place, although production is almost one-half million bags larger than in 1951. Great Northern in third position also show a substantial increase over last year. Red kidney bean production indicates only a slight increase from a year ago. Standard Limas show some increase, but not enough to offset the very sharp reduction in Baby Limas.

The acreage planted to dry beans in 1952 was the smallest in 30 years. The 1,319,000 acres planted was 13 percent less than the smallest acreage in 1951. Abandonment in 1952 was small, only 3.6 percent compared with 7.3 percent last year. In contrast to the small acreage, the yield per acre this year was the highest of record, 1,319 pounds compared with 1,232 pounds last year and the 10-year average of 976 pounds per acre.

Dry Peas

The 1952 dry pea production is smallest since 1940. The estimate of only 2,383,000 bags (100 pounds cleaned basis) is 32 percent below

last year's crop with the decline due mainly to a very sharp reduction in the production of Alaskas and other smooth green kinds. Outturn of Canadas and other white and yellow kinds is about the same as last year, while all other kinds (principally wrinkled peas for seed) are above 1951.

The 228,000 acres planted to dry peas in 1952 is 30 percent less than planted last year. However, acreage losses were less than last year and the harvested acres dropped only 28 percent. Most of the acreage reduction came in Washington, the heaviest producing state.

An average yield of 1,237 pounds per acre (uncleaned basis) is estimated for 1952. This is 59 pounds less than the revised 1951 yield.

Wholesale Distributor Stocks of Canned Foods

The first in a new series of reports on wholesale distributor stocks of canned foods has been issued by the Bureau of the Census. Effective with this report, covering November 1 stocks, the sample of wholesalers and retail warehouses has been revised. Reports on distributor stocks also are planned as of April 1, June 1, and July 1, 1953.

Wholesale Distributors' Stocks of Specified Canned Foods, November 1, 1952

(Including Warehouses of Retail Multiunit Organizations)

	Total	Sizes smaller than No. 10	Sizes No. 10 or larger
		(thousands of actual cases)	
Vegetables:			
Beans, green and wax.....	3,362	2,746	616
Corn.....	5,809	5,293	516
Peas.....	5,564	4,932	632
Tomatoes.....	4,884	4,209	675
Asparagus.....	836	769	67
Beans, lima.....	890	784	106
Beets.....	1,282	1,012	270
Carrots.....	380	244	136
Tomato catsup and chili sauce.....	2,633	2,245	388
Fruits:			
Apricots.....	948	749	199
Fruit cocktail ¹	1,473	1,319	154
Peaches.....	4,761	4,229	532
Pears.....	1,075	914	161
Pineapple.....	2,338	2,120	218
Apple sauce.....	1,135	967	168
Cherries, red pitted.....	864	680	184
Cherries, sweet.....	386	341	45
Grapefruit segments.....	333	353	...
Plums and prunes.....	484	378	106
Juices:			
Tomato juices and vegetable juice combinations ²	4,056	3,910	146
Grapefruit.....	906	884	22
Orange.....	1,146	1,122	24
Citrus blends.....	503	492	411
Pineapple.....	1,466	1,433	33

¹ Includes fruits for salad and mixed fruits (except citrus). ² Includes vegetable juice combinations containing at least 70 percent tomato juice.

Canned Meat Report

The quantity of meat canned and meat products processed under federal inspection during the four-week period November 2-29 has been reported by the Bureau of Animal Industry, USDA. However, this report represents only the supply of meat products canned during that period and remaining for civilian consumption. Total production, including quantities for defense, was 166,483 thousand pounds.

Canned Meat and Meat Products Processed under Federal Inspection Nov. 2-29, 1952

	3 Lbs. & over	Under 3 Lbs.	Total
(in thousands of pounds)			
Luncheon meat.....	14,958	11,071	26,030
Canned hams.....	17,598	356	17,954
Corned beef hash.....	386	6,996	7,382
Chili con carne.....	777	11,551	12,328
Vienna sausage.....	515	3,894	4,409
Frankforters and wieners in brine.....	1	551	552
Deviled ham.....		536	536
Other potted and deviled meat products.....		2,725	2,725
Tamales.....	289	2,641	2,930
Sliced, dried beef.....	37	315	352
Liver products.....		182	182
Meat stew.....	61	8,182	8,243
Spaghetti meat products	883	5,155	6,038
Tongue (not pickled)...	52	212	264
Vinegar pickled products	1,169	1,695	2,864
Bulk sausage.....	3	437	440
Hamburger.....	67	1,618	1,685
Soups.....	3,622	45,704	49,326
Sausage in oil.....	218	193	411
Tripe.....		963	963
Brains.....		352	352
Bacon.....	104	209	313
All other products 20% or more meat.....	415	7,827	8,242
All other products less than 20% meat (except soup).....	199	9,154	9,353
Total all products.....	41,352	122,218	163,570

Columns do not add to totals shown in all cases since rounded figures are used. Amounts packed for defense agencies are not included in these items. Total production, including quantities for defense agencies, was 166,483 thousand pounds.

Demand and Price Situation

Economic activity continued at a high rate during October and early November, and high employment, rising wage rates, and a longer work week are contributing to a record rate of personal income payments, according to *The Demand and Price Situation* published by the Bureau of Agricultural Economics.

Demand for most goods and services is strong, but output of both industry and agriculture is at a new high and average wholesale prices have dropped below September levels. BAE said the decline has been largely due to lower prices for farm products and foods.

Marketings of farm products this year are running about 4 to 5 percent

larger than last year, with big increases for food grains, cotton, feed crops, beef cattle, and poultry products. The record 1952 output of farm products indicates marketings will continue at a high level well into 1953.

With production of durable goods increasing, output of the nation's factories and mines has risen to record postwar levels. Sales picked up at all levels but production was large enough to permit some rebuilding of distributors' inventories, which were depleted during the work stoppage in the steel industry. The uptrend in order backlogs of both durable and nondurable manufacturers continued as new orders placed with manufacturers increased more rapidly than deliveries, according to BAE.

The report also stated: "Prices for apples and cranberries probably will average considerably above prices in December, 1951, mainly because of smaller supplies. With prospects for increased supplies, prices for fresh market truck crops this fall and early winter probably will average moderately lower than a year earlier. The total supply of canned and frozen vegetables indicates that there will be no substantial increase in prices through the 1952-53 marketing season. Supplies of potatoes are believed to be adequate to meet demand through this coming winter and early spring with no more than seasonal price increases from current levels. Prices for the small 1952 crop of sweet potatoes are expected to remain about as high as during the 1951-crop marketing season."

DEFENSE

Prices of Metal Caps

Manufacturers of metal caps have been authorized by OPS to raise their ceiling prices under the GCPR by 7.75 percent, effective December 16.

The order requires, however, that the higher prices must be consistent in all respects with prices which prevailed under the GCPR; "that is, they must carry all customary discounts, allowances, premium and extras, deductions, guarantees and other terms and conditions of sale."

The price increase was authorized by SR 128 to the GCPR. Metal cap manufacturers may elect to use either SR 128 or one of the Capehart adjustment regulations, GOR 20 or GOR 21, but they may not use the metals pass-through regulation, GOR 35.

Defense Organization

Michael V. DiSalle was appointed Economic Stabilization Administrator on December 16. He succeeds Roger L. Putnam, who resigned.

Joseph H. Freehill was named Director of Price Stabilization.

Mr. DiSalle becomes the fourth Economic Stabilizer in 27 months and Mr. Freehill the fourth Price Stabilizer in 24 months.

National Production Authority

Richard A. McDonald resigned December 15 as Administrator of the National Production Authority, and H. B. McCoy, a career employee of the Commerce Department, was named to succeed him, the fifth man to hold this post.

Forthcoming Meetings

- January 7-9—Pennsylvania Cannery Association, Fieldmen's Conference, State College
- January 19-20—Northwest Cannery Association, Annual Convention, Olympic Hotel, Seattle, Wash.
- January 22-23—Cannery League of California, Annual Fruit and Vegetable Sample Cutting, Hotel Fairmont, San Francisco
- February 2—Indiana Cannery Association, Fieldmen's Meeting, Purdue University, Lafayette
- February 3-5—Indiana Cannery Association, Cannery and Fieldmen's Conference, Purdue University, Lafayette
- February 4-6—Minnesota Cannery Association, Sixth Annual Cannery and Fieldmen's Short Course, Curtis Hotel, Minneapolis
- February 6—New Jersey Cannery Association, Annual Meeting, Cumberland Hotel, Bridgeton, N. J.
- February 9-10—Tri-State Packers Association, Inc., Cannery, Freezers, and Fieldmen's School, University of Delaware, Newark
- February 16-18—Canadian Food Processors Association, Annual Convention, Victoria, B. C.
- February 17-20—National American Wholesale Grocers Association, Annual Convention—Supplier and Customer Conferences Exhibit, The Morrison, Chicago
- February 19-20—National Pickle Packers Association, Winter Meeting, Sheraton Hotel, Chicago
- February 21-25—Annual Conventions of National Cannery Association, National Food Brokers Association, and Canning Machinery & Supplies Association, Chicago
- February 27-28—Virginia Cannery Association, Annual Meeting, Hotel Roanoke, Roanoke
- March 3-6—Osark Cannery Association, 45th Annual Convention, Colonial Hotel, Springfield, Mo.
- March 13-14—Utah Cannery Association, 41st Annual Convention, Hotel Utah, Salt Lake City
- March 16—Tennessee-Kentucky Cannery Association, Annual Meeting, Noel Hotel, Nashville
- March 17-18—Northwest Cannery Association, Annual Meeting, Chinook Hotel, Yakima, Wash.
- March 19-20—Tri-State Packers Association, Inc., Spring Meeting, Lord Baltimore Hotel, Baltimore
- March 23-24—Cannery League of California, 40th Annual Directors Conference, Santa Barbara Biltmore, Santa Barbara
- March 23-24—Virginia Agricultural Extension Service, Virginia Cannery School, Hotel Richmond, Richmond
- March 29-31—United States Wholesale Grocers Association, Convention and Exposition, Shoreham Hotel, Washington, D. C.

FOREIGN TRADE

Cuban Labeling Requirement

According to the December 22 issue of *Foreign Commerce Weekly*, official publication of the U. S. Department of Commerce, Cuba has instituted new regulations for the labeling of packaged foodstuffs, by resolution No. 580 of the Minister of Commerce, which will become effective February 3.

"From that date the net weight of the contents must be stamped or imprinted in easily readable characters on the containers of all foodstuffs, or, if it is not possible to stamp or imprint the containers, the net weight may be affixed by means of adhesive labels or caps.

"Outer containers, such as cases for tinned goods, must indicate the number of units contained and the net weight of each unit.

"For imported packaged foodstuffs the importer is charged with fulfilling the new requirements."

INSECTICIDES

Malathion Residues Disappear From Fruits and Vegetables

Residue studies of the insecticide malathion by the U. S. Department of Agriculture show that deposits of the chemical are lost so quickly from fruits and vegetables that there is less danger of contamination than from more persistent insecticides.

In field experiments, malathion has proved effective in controlling several insects and mites, and is one of the safest insecticides to handle. Studies of the insecticide were described December 18 by USDA chemists before the American Association of Economic Entomologists.

On all crops on which malathion was tested, except peaches, residues were down to a fraction of one part per million or less within 14 days after treatment. Residues on peaches disappeared more slowly, but only a trace (less than 0.1 ppm) remained 37 days after the final spray treatment.

Samples of fruits, vegetables, and alfalfa, taken immediately and at intervals after application of malathion sprays or dusts, were analyzed by the chemists. On two varieties of apples, 90 percent of the malathion deposits were lost during the first week. Two

weeks after the treatments, only a trace could be found on the apples.

Analysis of samples of snap beans and broccoli showed that deposits of malathion vanished in 7 days or less. Tests of residues on green peas, potatoes, and frozen fruits and vegetables also revealed rapid disappearance of malathion. Samples of frozen broccoli had no malathion on them, even though the crop was cut the day after treatment.

Studies of the insecticide were reported by W. E. Westlake and Lillian I. Butler of the Bureau of Entomology and Plant Quarantine. The studies were begun in Yakima, Wash., in 1951.

PERSONNEL

N.C.A. Division Heads Address Meeting of Entomologists

Directors of two N.C.A. Divisions addressed the American Association of Economic Entomologists last week at the group's annual meeting.

Dr. H. L. Stier, Director of the Division of Statistics, spoke on "Some Simplified Statistical Procedures Useful in Evaluating Flavor Differences." He described recent developments in such procedures and demonstrated the application of simplified methods of taste testing and the evaluation of flavor differences.

Dr. C. H. Mahoney, Director of the Raw Products Research Bureau, described "Influence of Processing on Flavor Changes due to Applied Chemicals." This paper also dealt with physiological effects on the flavor of processed fruits and vegetables that are attributable to the use of certain insecticides. Dr. Mahoney suggested methods for solving this problem.

Both spoke at a joint session of the American Association of Economic Entomologists and the American Chemical Society. Their papers will be reproduced in the official proceedings of the Economic Entomologist's annual meeting.

Can Manufacturers Institute

The Can Manufacturers Institute recently elected the following officers:

President—David Stern, Stern Can Co., Boston; secretary-treasurer—Clifford E. Sifton, New York (re-elected); executive vice president—H. Ferris White, Washington, D. C. (re-elected).

Canco Promotes Bill Vaughn

William E. Vaughn has been named assistant to the vice president in charge of sales for the American Can Company. He has been assistant general manager of sales since May, 1951.

For a number of years Mr. Vaughn has served as a member of the N.C.A. Committee on Simplification of Containers.

1953 Convention Program

(Concluded from page 331)

Saturday, February 21

- 9 a.m.—Nominating Committee Meeting, North Assembly Room
- 12:30 p.m.—Claims Committee Luncheon, Room 8

Sunday, February 22

- 9:30 a.m.—Legislative Committee Meeting, Room 14
- 9:30 a.m.—Statistics Committee Meeting, Room 8
- 2 p.m.—Raw Products Technical Advisory Committee, Room 8
- 4 p.m.—Fishery Products Committee Meeting, Room 3
- 6:30 p.m.—State Secretaries Dinner, Room 1
- 8 p.m.—Raw Products Smoker, Room 4

Monday, February 23

- 10 a.m.—Procurement Committee Meeting, Room 4

Tuesday, February 24

- 9:30 a.m.—Catsup Standards Meeting, Room 4
- 2 p.m.—Fishery Products Conference, North Assembly Room

STANDARDS

Grades for Canned Mushrooms

The Production and Marketing Administration, USDA, has revised U. S. standards for grades of canned mushrooms. The revised standards incorporate provisions of the Food and Drug standards of identity and fill of container. Text of the revision was published in the *Federal Register* of December 18.

Grades for Fruit Preserves

The Production and Marketing Administration, USDA, has revised U. S. standards for grades of fruit preserves (or jams). The revision includes a change in allotment of maximum score points for defects and for flavor. Text of the revision was published in the *Federal Register* of December 22.

PROCUREMENT

Canned Grapefruit for USDA

The U. S. Department of Agriculture on December 18 announced the purchase of 205,000 cases of 24 No. 2 cans of grapefruit sections at prices ranging from \$3.18 to \$3.40 per case.

These canned grapefruit sections, all from Florida processors, will be delivered during the period January 5 through February 14 to schools participating in the National School Lunch Program.

These acceptances were made pursuant to announcement FV-198, issued December 8.

Invitations for Bids

Quartermaster Purchasing Office—111 East 16th Street, New York 8, N. Y.; 1819 West Pershing Road, Chicago 9, Ill.; Oakland Army Base, Oakland 14, Calif.

Veterans Administration—Procurement Division, Veterans Administration, Wash. 25, D. C.

The Walsh-Healey Public Contracts Act will apply to all operations performed after the date of notice of award if the total value of a contract is \$10,000 or over.

The QMC has invited sealed bids to furnish the following:

POULTRY—2,667 dozen 30-oz. cans of boned chicken and 5,333 dozen 30-oz. cans of boned turkey. Bids due in Chicago under QM-11-009-53-537 by Jan. 7.

GRAPEFRUIT—19,210 dozen No. 2 cans. Bids due in Chicago under QM-11-009-53-56 by Jan. 13.

GRAPEFRUIT—225,266 dozen No. 2 cans. Bids due in Chicago under QM-11-009-53-57 by Jan. 13.

GRAPEFRUIT JUICE—5,578 dozen No. 3 cyl. cans. Bids due in Chicago under QM-11-009-53-59 by Jan. 13.

GRAPEFRUIT JUICE—110,675 dozen No. 3 cyl. cans. Bids due in Chicago under QM-11-009-53-61 by Jan. 13.

FRUIT PRESERVES (Jams)—130,440 212 x 011 cans. Bids due in Chicago under QM-11-009-53-525 by Jan. 15.

FRUIT CAKE—252,500 300 x 300 cans of fruit cake and 252,500 300 x 200 cans of pound cake. Bids due in Chicago under QM-11-009-53-533 by Jan. 16.

Harrison Amendment Decontrol

(Concluded from page 331)

commodities in fresh or processed form, which (1) by common and general usage are considered and used as fruits or as vegetables and (2) are sold and used as such and (3) those commodities listed in CPR 55 and CPR 56."

OPS said further that "Congress did not intend to include in the Harrison amendment fruits or vegetables transmuted by processing to a non-fruit or non-vegetable form, such as margarine made from vegetables."

Specifically, OPS said that the usual pack of baby foods which Safeway contended should be decontrolled contain many ingredients besides vegetables. As for soups, OPS said that packers of vegetables do not consider vegetable soup as a competitive item.

FDA Factory Inspection

(Concluded from page 331)

verses and delay enactment," it was said.

The FDA also stated:

"On the assumption that the majority of food, drug, and cosmetic manufacturers will grant permission to inspect their premises and records, FDA instructed its field organization to continue their project operations as in the past. Inspectors were instructed to report all facts on refusals to permit inspection, with proposals as to how the violations which may exist can be investigated."

Wage-Hour Violations

(Concluded from page 331)

during six separate weeks, 20 counts for violation of the overtime require-

ments in 20 separate weeks, and six counts of recordkeeping violations during separate weeks and in respect to individual employees.

Rejecting the government's contention that the Act permits consideration of each violation of the obligation owed to a single employee during any single workweek as a separate offense, the Court prohibited the compounding of the maximum fine authorized for each violation of the Act. A separate offense made punishable under the Act is "all violations that arise from that singleness of thought, purpose or action, which may be deemed a single 'impulse.'" Application of this concept limited the offenses to three separate counts for violation of the minimum wage, overtime, and recordkeeping requirements of the Act.

Since Section 16 of the Fair Labor Standards Act subjects an employer, offending for the first time, to a maximum fine of \$10,000 for violation of any provision under the Act, the decision is of considerable significance to employers generally.

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